JOHNSON UTILITIES, L.

5230 East Shea Boulevard * Scottsdale, Arizona 85 PH: (480) 998-3300; FAX: (480) 483-7908



ORIGINAL

April 29, 2010

Mr. Steven Olea **Arizona Corporation Commission** 1200 W. Washington Street Phoenix, Arizona 85007



RECEIVED

2010 APR 30 A II: 35

RE:

Johnson Utilities, L.L.C.: Compliance with Decision No. 65840, 64062

RE: Annual Water and Wastewater Compliance with ADEQ regulations.

WS-02987A-99-0583; WS-02987A-00-0618; W-02234A-00-0371; W-02859A-00-0774;

W-01395A-00-0784

Dear Mr. Olea:

Pursuant to the above mentioned decisions, Johnson Utilities hereby submits this compliance filing in accordance with the Commission's orders. Enclosed please find the Arizona Department of Environmental Quality's (ADEQ) Compliance Status letters for the Precision, and Anthem Wastewater Treatment Plants attached hereto as Attachments 1, and 2 respectively. Also, enclosed please find the ADEO's Drinking Water Compliance Status Reports for System 11-128 and 11-136 attached hereto as Attachments 3 and 4 respectively. All 4 letters indicate the water & sewer facilities are in full compliance with ADEQ regulations.

The Section 11 and Pecan Wastewater Treatment Plants currently have outstanding Notices of Violation issued by ADEQ, which have already been submitted to your attention as required. With respect to the open status of the NOV's we respectfully disagree with ADEQ that the mere existence of an NOV establishes that a facility is not in compliance. Once the notice of closure has been issued to us on these facilities, we will submit them along with the compliance status report showing the facilities are in full compliance. We are also awaiting a compliance status report for the San Tan Wastewater Treatment Facility that will be filled once it is received.

Should you have any questions or concerns, please do not hesitate to contact me. Thank you for your time and consideration in this matter.

Arizona Corporation Commission

DOCKETED

APR 3 0 2010

DOCKETED BY

Docket Control

Cc:

Mr. Brian Bozzo, Compliance Manager Mr. Jeffery Crockett, Snell & Wilmer

Sincerely,

Brian P. Tompsett

Johnson Utilities, LLC



ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY

1110 West Washington Street • Phoenix, Arizona 85007 (602) 771-2300 • www.azdeq.gov



April 22, 2010

Mr. Gregory H. Brown, P.E. Johnson Utilities, LLC 5230 E. Shea Blvd, Suite 200 Scottsdale, AZ 85254

RE: Compliance Status for Precision WWTP, Inventory number 105004, Place ID 138145, Permit number 23124.

Dear Mr. Brown;

Your request for evaluation of compliance status for the above facility is completed. Our records indicate that above facility has aquifer protection permit number 23124 issued on 04/08/2004.

The aquifer protection permits reporting requirements and monitoring results which have been submitted indicate the facility **is in compliance** based on the current information that is available to ADEQ. No enforcement actions are pending.

It should be understood that the compliance status of a facility may change from time to time based upon monitoring results or a facility inspection. Therefore this is based on the most current information available.

Sincerely,

Fred Vakili, EHS- II Water Quality Data Unit Water Quality Compliance Section FAV@AZDEQ.GOV



ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY

1110 West Washington Street • Phoenix, Arizona 85007 (602) 771-2300 • www.azdeq.gov



April 12, 2010

Mr. Gregory H. Brown, P.E. Johnson Utilities, LLC 5230 E. Shea Blvd, Suite 200 Scottsdale, AZ 85254

RE: Compliance Status for Anthem WRP, Inventory number 105646,

Place ID 91546, Permit number 45436.

Dear Mr. Brown;

Your request for evaluation of compliance status for the above facility is completed. Our records indicate that above facility has Aquifer Protection Permit number 45436 issued on 04/03/2008.

The Aquifer Protection Permit reporting requirements and monitoring results which have been submitted indicate the facility **is in compliance** based on the current information that is available to ADEQ. No enforcement actions are pending.

It should be understood that the compliance status of a facility may change from time to time based upon monitoring results or a facility inspection. Therefore this is based on the most current information available.

Sincerely,

Fred Vakili, EHS- II Water Quality Data Unit Water Quality Compliance Section FAV@AZDEQ.GOV

Arizona Department of Environmental Quality

Drinking Water Monitoring and Protection Unit
Mail Code 5415B-2
1110 West Washington Street
Phoenix, AZ 85007

Drinking Water Compliance Status Report

System Name		Sy	stem Type		ls s	system consecutive?							
ANTHEM AT MERRILL F		Yes,											
System ID #	factories -			to PWS#									
11128			Transient Non-comm	unity	\boxtimes	No							
	Overall compliance status X No major deficiencies Major deficiencies												
Overall compliance status	丩	Major deficiencies											
Monitoring and Reporting status													
Comments: None													
	e <u>. A l'A</u> gges, ventresse	1 5	7 1 1		<u> </u>	Main definionsino							
Operation and Maintenance status No major deficiencies Major deficiencies Date of last Sanitary Survey 9-1-09 Inspector Karen Berry, PHX													
Major unresolved/ongoing operation and maintenance deficiencies:													
			enance deficiencies:										
unable to maintain 20psi inadequate storage													
cross connection/backflow problems surface water treatment rule													
treatment deficiencies ATC/AOC													
certified operator other =													
Comments: None													
Commonic. None													
le an ADEO administrativo d	rder in effect	2		CHARACTE I	П	Yes 🛛 No							
Is an ADEQ administrative order in effect? Yes No Comments: None													
Comments: 110110													
	Sva	t o	m Information	PARTY (F)	1,100								
Population Served	March San Co.			Carrier Company	513	380							
Service Connections	The state of the s			N * (*) * (*)	51380 18350								
Number of Entry Points to the Distribution System						10							
Number of Sources						9							
Initial Monitoring Year						2000							
Monitoring Assistance Program (MAP) System						Yes No							
Monitoring Assistance in Togra	ii (iii/ii/) Oysic	J111	- $ -$	State of American Co.	\boxtimes								
Evaluation completed by	Donna Calder	on,	Manager A										
			onitoring and Protect	ction Unit									
Phone 602-771-4641 Date March 29, 2010													
Based upon data submitted by the water system, ADEQ has determined that this system is													
currently delivering water that meets water quality standards required by 40 CFR 141/Arizona													
Administrative Code, Title 18, Chapter 4, and PWS is in compliance.													
☐ Based upon the monitori													
this system is currently delivering water that meets water quality standards required by 40 CFR													
141/Arizona Administrative Code, Title 18, Chapter 4, and/or PWS is not in compliance.													
☐ Based upon the operation and maintenance deficiencies noted above, ADEQ cannot determine if													
this system is currently delivering water that meets water quality standards required by 40 CFR													
141/Arizona Administrative Code, Title 18, Chapter 4, and/or PWS is not in compliance.													

This compliance status report does not guarantee the water quality for this system in the future, and does not reflect the status of any other water system owned by this utility company.

Arizona Department of Environmental Quality

Drinking Water Monitoring and Protection Unit
Mail Code 5415B-2
1110 West Washington Street
Phoenix, AZ 85007

Drinking Water Compliance Status Report

System Name		N. 9 1 40 (100)		S 5 29	931 7 No. 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		-2				
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System ID #			nsient Non-community	<u> </u>	to PWS#						
11136		ji i ransier	nt Non-community		No						
O constitution and the constitution of the con	- T K21	No mai	ar deficiencies	177	Major det	inionnina					
Overall compliance status Monitoring and Reporting status			or deficiencies or deficiencies	ᆂ	Major del						
Comments: None		I No maj	Ji deliciericies		iviajoi dei	iciencies					
Comments. None											
											
Operation and Maintenance status	New death	M No m	aior deficiencies	1 [Major dof	icioncias					
Operation and Maintenance status ☑ No major deficiencies ☑ Major deficiencies Date of last Sanitary Survey 2-18-10 Inspector Karen Berry, PHX											
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unable to maintain 20psi inadequate storage											
☐ cross connection/backflow problems ☐ surface water treatment rule											
☐ treatment deficiencies ☐ ATC/AOC											
certified operator			other =								
Comments: None											
Comments. Hone											
Is an ADEQ administrative order in e	ffont?	14.13.1912a.c.	gase and a process of the first of the		Yes		No				
Comments: None	Hectr	900000000000000000000000000000000000000	拉克·克拉斯斯·克格克克斯·马特斯·西班	يا لي	165		NO.				
Comments. None		,									
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Service Connections	354	1355									
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This compliance status report does not guarantee the water quality for this system in the future, and does not reflect the status of any other water system owned by this utility company.